Docket for 04-1384

(48)

No. 04-1384
Title: June Carabell, et al., Petitioners
v.
United States Army Corps of Engineers, et al.
Docketed: April 15, 2005
Lower Ct: United States Court of Appeals for the Sixth Circuit
Case Nos.: (03-1700)
Decision Date: September 27, 2004
Rehearing Denied: January 10, 2005
Questions Presented

~~Date~~	~~~~~~~~Proceedings and Orders~~~~~~~~~~~~~~~~~~~~~~~~
Apr 11 2005	Petition for a writ of certiorari filed. (Response due May 16, 2005)
May 11 2005	Order extending time to file response to petition to and including June 15, 2005.
May 13 2005	Brief amicus curiae of National Association of Home Builders filed.
May 16 2005	Brief amici curiae of John A. Rapanos and Pacific Legal Foundation filed.
Jun 15 2005	Brief of respondents United States Army Corps of Engineers, et al. in opposition filed.
Aug 17 2005	Reply of petitioners June Carabell, Keith Carabell, Harvey Gordenker, and Frances Gordenker filed.
Sep 14 2005	DISTRIBUTED for Conference of October 7, 2005.
Oct 11 2005	Petition GRANTED The case is consolidated with No. 04-1034 and a total of one hour is allotted for oral argument.
Oct 26 2005	Motion to deconsolidate the cases, or in the alternative, for divided argument filed by petitioners. VIDED.
Nov 7 2005	The motion of petitioners to deconsolidate the cases is denied. The motion of petitioners for divided argument is granted to be divided as follows: 20 minutes for petitioners in No. 04-1034; 20 minutes for petitioners in No. 04-1384; 40 minutes for respondents. VIDED.
Nov 17 2005	Extension of time within which to file the joint appendix and petitioners' briefs on the merits to and including December 2, 2005. VIDED.
Nov 17 2005	Extension of time within which to file the respondents' briefs on the merits to and including January 13, 2006. VIDED.
Nov 23 2005	Letter from amici curiae Foundation for Environmental and Economic Progress, et al. proposing to lodge copies of administrative materials. VIDED.
Nov 25 2005	Consent to the filing of amicus briefs in support of either party received from counsel for the petitioners.
Nov 30 2005	SET FOR ARGUMENT on Tuesday, February 21, 2006.
Dec 1 2005	Motion for leave to file amicus brief filed by Donald Harkins. VIDED.
Dec 2 2005	Brief amicus curiae of National Association of Home Builders filed. VIDED.
Dec 2 2005	Brief amici curiae of International Council of Shopping Centers, et al. filed. VIDED.
Dec 2 2005	Brief amicus curiae of American Petroleum Institute filed. VIDED.
Dec 2 2005	Brief amici curiae of Croplife America, et al. filed. VIDED.
Dec 2 2005	Brief amicus curiae of National Federation of Independent Business Legal Foundation filed. VIDED.
Dec 2 2005	Brief of petitioners June Carabell, et al. filed.
Dec 2 2005	Joint appendix filed.

Dec 2 2005	Brief amicus curiae of John J. Duncan, Jr. filed. VIDED.
Dec 2 2005	Brief amici curiae of Charles R. Johnson, et al. filed. VIDED.
Dec 2 2005	Brief amici curiae of American Farm Bureau Federation filed. VIDED.
Dec 2 2005	Brief amicus curiae of Western Coalition of Arid States filed. VIDED.
Dec 2 2005	Brief amicus curiae of Attainable Housing Alliance filed. VIDED.
Dec 2 2005	Brief amici curiae of Pulte Homes, Inc., et al. filed. VIDED.
Dec 2 2005	Brief amicus curiae of Mackinac Center for Public Policy filed. VIDED.
Dec 2 2005	Brief amici curiae of Alaska, et al. filed. VIDED.
Dec 2 2005	Brief amicus curiae of National Association of Waterfront Employers filed. VIDED.
Dec 2 2005	Brief amicus curiae of Claremont Institute Center for Constitutional Jurisprudence filed. VIDED.
Dec 2 2005	Brief amici curiae of National Stone, Sand and Gravel Association, et al. filed. VIDED.
Dec 2 2005	Brief amicus curiae of Mountain States Legal Foundation filed. VIDED.
Dec 2 2005	Brief amicus curiae of Home Builders Association of Central Arizona filed. VIDED.
Dec 2 2005	Brief amici curiae of Foundation for Environmental and Economic Progress, et al. filed. VIDED.
Dec 9 2005	CIRCULATED.
Dec 16 2005	Motion for leave to file amicus brief out of time filed by Jerome B. Carr, Ph.D. VIDED. (Distributed)
Dec 29 2005	Brief amicus curiae of Calvin H. Johnson filed. VIDED. (Distributed)
Jan 9 2006	Record received from USCA - 6th Circuit. (1 binder)
Jan 12 2006	Brief amici curiae of Ducks Unlimited, Inc., et al. filed. VIDED. (Distributed)
Jan 12 2006	Brief amici curiae of Jared Diamond, et al. filed. VIDED. (Distributed)
Jan 12 2006	Brief amicus curiae of City of New York, NY filed. VIDED. (Distributed)
Jan 13 2006	Brief of respondents United States Army Corps of Engineers, et al. filed. (Distributed).
Jan 13 2006	Brief amicus curiae of Chesapeake Bay Foundation filed. VIDED. (Distributed)
Jan 13 2006	Brief amici curiae of Western Organization of Resource Councils, et al. filed. VIDED. (Distributed)
Jan 13 2006	Brief amicus curiae of Environmental Law Institute filed. VIDED. (Distributed)
Jan 13 2006	Brief amici curiae of New York, et al. filed. VIDED. (Distributed)
Jan 13 2006	Brief amici curiae of Carol M. Brower, et al. filed. VIDED. (Distributed)
Jan 13 2006	Brief amici curiae of American Rivers, et al. filed. VIDED. (Distributed)
Jan 13 2006	Brief amicus curiae of American Planning Association filed. VIDED. (Distributed)
Jan 13 2006	Brief amici curiae of John D. Dingell, et al. filed. VIDED. (Distributed)
Jan 13 2006	Brief amici curiae of Association of State Wetland Mangers, et al. filed. VIDED. (Distributed)
Jan 13 2006	Brief amicus curiae of National Mitigation Banking Association. filed. VIDED. (Distributed)
Jan 13 2006	Brief amicus curiae of Association of State and Interstate Water Pollution Control Administrators filed. VIDED. (Distributed)
Jan 13 2006	Brief amicus curiae of Macomb County, MI filed. (Distributed)
Jan 13 2006	Brief amici curiae of Ecological Society of America, et al. filed. (Distributed)
Jan 18 2006	Record received from U.S.D.C. Eastern District of Michigan (Detroit). (3 boxes)

Feb 14 2006	Reply of petitioners June Carabell, et al. filed. (Distributed)
Feb 17 2006	Motion for leave to file amicus brief filed by Donald L. Harkins GRANTED.
Feb 17 2006	Motion for leave to file amicus brief filed by Jerome B. Carr, Ph.D. DENIED.
Feb 21 2006	Argued. For petitioners in No. 04-1034: M. Reed Hopper, Sacramento, Cal. For petitioners in No. 04-1384: Timothy A. Stoepker, Detroit, Mich. For respondents: Paul D. Clement, Solicitor General, Department of Justice, Washington, D.C.